



Docket No.: SPINE 3.0-2658  
(PATENT)

(Thomas M. Palisi)

In re Patent Application of:  
Castro et al.

: Group Art Unit: 3738

: Examiner: A. Stewart

For: MODULAR IMPLANT FOR FUSING  
ADJACENT BONE STRUCTURE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT**

Dear Sir:

In response to the Official Action mailed July 17, 2003, Applicants submit the following amendments and remarks.

10/17/2003 EAREGAY1 00000059 121095 09815504

01 FC:1201	86.00	DA
02 FC:1202	72.00	DA

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OCT 23 2003  
TECHNOLOGY CENTER R3700



3738

AMENDMENT TRANSMITTAL LETTER				Docket No. SPINE 3.0-2658	
Application No. 09/815,504		Filing Date March 23, 2001		Examiner A. Stewart	
				Art Unit 3738	
Applicant(s): Michael Castro, Herb Cohen, David Nichols, and R. Scott Graham					
Invention: MODULAR IMPLANT FOR FUSING ADJACENT BONE STRUCTURE					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	27	- 23 =	4	x 18.00	72.00
Independent Claims	4	- 3 =	1	x 86.00	86.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					<b>158.00</b>
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input type="checkbox"/> No additional fee is required for this amendment.					
<input checked="" type="checkbox"/> Please charge Deposit Account No. <u>12-1095</u> in the amount of \$ <u>158.00</u> . A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>12-1095</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
Thomas M. Palisi Attorney Reg. No.: 36,629  LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090 (908) 518-6366				Dated: <u>October 9, 2003</u>  <b>RECEIVED</b> <b>OCT 23 2003</b> <b>TECHNOLOGY CENTER</b>	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.					
Dated: October 9, 2003      Signature: <u>Thomas M. Palisi</u> (Thomas M. Palisi)					